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Chairman Sadler interrupted Colonel Lane to say that the expert report would be treated as evidence and nothing more.

Mr. Pulliam at this point said that he was glad the chairman was "coming around to the opinion of the majority of the committee."

Continuing, Colonel Lane testified that he was satisfied "if Mr. Foster had had the information before him, he would not have made the charge."

In answer to a direct question, Colonel Lane said:

"I think we have an excellently managed institution here. So far as I know Dr. Foster has been faithful and efficient and he is a good business man."

Alluding to the expert's report, Colonel Lane characterized it as "ridiculous and absurd," saying that the expert found his opinion from prices while the awards were really made according to quality.

The Proceedings.

The fifteenth morning's session began at 9 o'clock, with Colonel Lane, Commissioner of Hospitals, still on the stand.

Witness said that there were no porches on the buildings on the female side. Witness said that such porches were necessary for the health of the patients, and that an appropriation should be made for this purpose.

Witness said that there had been a lack of harmony among the officers of the institution; that Dr. Southall had criticized Dr. Foster very harshly, but that the Special Board had told Dr. Southall that he must uphold the administration. Dr. Southall had for about three years been on friendly terms with the superintendent.

Witness said that it was necessary for the good of the asylum for the physicians, at least, to be on friendly terms, so that they may act in concert.

Witness said that the General Board did not expect the superintendent to visit all the wards every day, but that it did expect the superintendent to visit the extremely ill patients, daily—and to visit the wards several times a week.

Witness said the attending physicians had no right to punish the patients were not held responsible for their own wild acts.

Witness said that both "burning" and "ducking" were improper and would be condemned both by himself and by the members of the General Board.

Witness told of his visit to Manhattan Hospital, where the patients are treated by baths. Witness said that the treatment was very successful. Witness said that at Manhattan there were special bath-rooms and special attendants for this treatment.

The treatment has not been practiced in Virginia hospitals.

Witness said that the General Board has ordered that all restraints be removed from the hospitals and that this included straight jackets and that he did not think there should be some restraint.

Witness said:

"I certainly do not."

Witness was asked if three attendants on the ward of the Montague building (B. B. 3) were enough.

Witness said that these wards are so large that in his opinion there should be four attendants.

No Restraints.

Witness said that there had been no restraints used here for some time. Stunners, he said, was the last to do away with restraints.

"The restraints used there were the cruelest I ever saw in any hospital."

Witness explained the system of straps that were used to bind the patients.

The use of these restraints, witness said, belonged to the past.

Witness said he visited all four of the State hospitals once a month, attended once a year at each of the hospitals a meeting of the general board and made a special annual visit to each of the hospitals.

Witness in answer to a question by Mr. Ould, said that he had three years ago heard Dr. Foster speak harshly of Dr. Southall.

Witness was asked to repeat the harsh expressions.

Senator Rison objected.

Colonel Lawless spoke eloquently in objection. He urged that the past be not dug up and that the harmony now existing be not disturbed.

Witness said that the criticisms occurred prior to the time of the reconciliation.

"DR. SOUTHALL SAID THAT DR. FOSTER WAS NOT A GOOD PHYSICIAN AND WAS NOT FITTED FOR HIS PLACE."

Witness said he said very little attention to the criticisms, because he knew that both had been candidates for the same office.

Good Business Man.

Witness said that in his opinion a good business man would make a good superintendent of a hospital, but that there should be plenty of skilled physicians.

Colonel Lane then was asked to stand aside to allow Mr. J. S. Moore, of Richmond, to testify.

Mr. Moore said he was a retired merchant; that he had made bids for the contracts. Witness then read out the contract he had received.

Witness said he failed to get awards, and so stopped bidding.

Witness said that he had talked with

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Witness said that he had talked with

"Berry's for Clothes."



Do you want to give ten little ones a good time?
Our store is the place to do it.
Your ten toes can have a great treat in our shoes, the new spring shapes that make the path easy.

The now famous Berry Shoe, \$3.50—all leathers.
The exclusive dealer can furnish as good a shoe, perhaps, but not at \$3.50!

Panama headquarters.
We're importers of Panama Hats—direct from Ecuador.
Second shipment of the season has just been received.
Several styles—\$5 to \$10.
Straws, \$1 up.

C. H. Berry & Co.
MEN'S & BOYS' CLOTHIERS

Mr. D. C. Richardson, a member of the board, and complained to him. Mr. Richardson urged witness to bid, which he did, and secured awards therefor.

Secret Marks.

Witness said he got the bids by telling Mr. Richardson his secret marks that were on his samples. He said that Mr. Richardson told him afterwards that he (Richardson) had known the samples by the private mark and had urged that his goods be awarded the contract, as his prices were the lowest.

WITNESS SAID THE REASON WHY THE INSTITUTIONS ARE BADLY MANAGED IS BECAUSE THE APPOINTMENTS ARE MADE FOR POLITICAL ENDS—THEY GET ALL THEY CAN OUT OF IT—THE GOVERNOR APPOINTS TO PAY POLITICAL DEBTS.

Mr. Ould asked—Q. Who asked for your private marks?

A. Mr. D. C. Richardson.

Q. Do you think that was proper?

A. I do.

Q. Do you not think it was very improper?

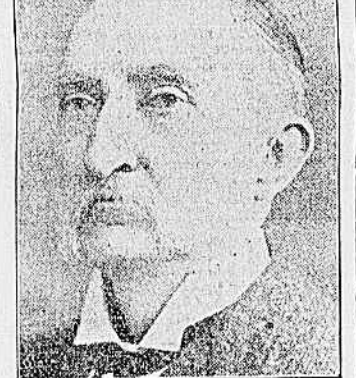
A. No, sir.

Mr. Ould:

"I tell you that it was very improper and contrary to the rules of the hospital."

Mr. Moore:

"He was trying to find out about the



MR. J. S. MOORE.

raciality and favoritism that was going on down here."

Witness said that his bills were always subject to discount, but that no discount had been taken off at this hospital.

Colonel Lawless cross examined.

He said he had.

Witness said that he could not say that he had marked the bills for discount.

Contradicted Himself.

Witness said, contradicting his previous statement, that he could not recall that the National Soldiers' Home had discounted his bills.

Witness was asked a number of questions, but he "could not recollect."

Witness was asked if he had given Mr. Richardson his PRIVATE MARK.

He said he had.

Witness said that he had given Mr. Richardson his private mark and used it at a meeting of the Board of Directors?

A. "No, Sir."

Q. Then why did you say so just now? Don't you know that you are charging Judge Richardson with a grave and dishonorable action?

A. "I think him an honorable man."

Q. You are making him an honorable man.

A. I don't think so.

Q. Are you sure of all this?

A. This is my recollection.

Colonel Lawless: "I respectfully request the committee issue a subpoena for Judge Richardson."

Chairman Sadler—"It will certainly be issued."

Colonel Lawless—"Do you not know that Judge Richardson has not been a member of the board since 1897?"

(Witness had said the affair had occurred in 1892.)

Denounced the Charge.

Colonel Lawless then in an intensely earnest speech denounced the charge made by J. S. Moore as "unqualifiedly false."

Witness denounced the statement as false and untrue and I do this as a friend of the Hon. David C. Richardson, who I hold in high esteem."

"I shall probe this matter to the bottom. This witness has charged that the board of this institution and past boards were composed of 'rascals' and I intend to get to the bottom of this."

Chairman Sadler here attempted to stop Colonel Lawless.

Colonel Lawless declined to withdraw the expression, saying that "that man" had used it and he denounced the expression.

Again Colonel Lawless denounced the witness and the statements he had made.

Withdrew Word.

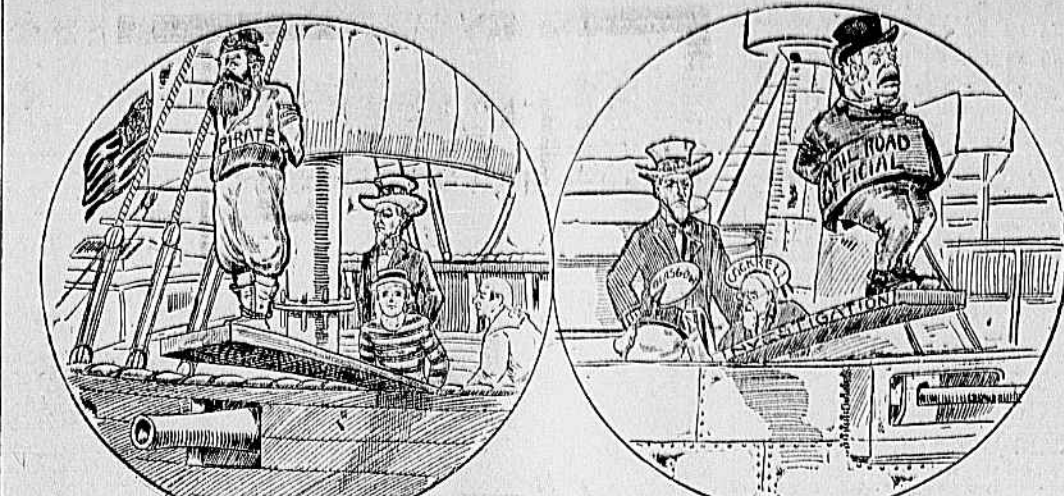
In answer to questions asked by Mr. Ould, witness said he withdrew the word "rascals" and substituted "favoritism."

Colonel Lawless asked witness if he knew how the awards were made.

Witness said he did not know.

Witness here said that others had gotten down on their hands and knees, but that he had not.

Witness finally acknowledged that he



HISTORY REPEATS ITSELF.

knew nothing of his own knowledge about the award of contracts.

Witness said that the request for bids all asked for a certain grade of flour.

Q. "You are sure of this?"

A. Yes.

Colonel Lawless then stated that the request for bids never set out the grade of flour.

Moore here stated that he did not know of his own knowledge anything about the whole matter. That his sons had attended to the bids.

In answer to questions by Chairman Sadler, witness said that he had made no charge against D. C. Richardson.

That he had, at his request, furnished him with the private bid marks. Witness said he requested Richardson, a member of the board, to look after his interests and to give him the award if all things were equal; that Richardson did this, and that witness' firm got the award.

Witness said he saw no wrong in this.

Witness said that Captain McCracken, of Fredericksburg (so Richardson told him) awarded the grocery contracts, and that he was a member of the firm of McCracken and Company, of Fredericksburg.

(The inference was that Captain McCracken, who was a member of the board, awarded the contracts improperly.)

Private Marks.

Mr. Pulliam asked the witness if he did not know the "private marks" were not supposed to be known by any member of the board.

Witness said that he could not recollect.

Mr. Ould then read the rules, showing that private mark was used and that it should be kept secret.

Witness said he was quite certain that the name also appeared.

Witness here said that he was not sure that he had used a "private mark."

Q. "Then why did you call Mr. Richardson's name to your mark, if it was your name?"

A. "Just to get him to give us a fair show; and, as we had been boys together, it was natural for him to do so."

Witness here stood aside.

Colonel Lane was recalled and continued his testimony when Dr. Henderson was elected first assistant and Dr. Southall second assistant physicians. Witness said Dr. Henderson was elected entirely on his qualifications; that he was not elected for political reasons, and that politics had never been mentioned.

Witness said that Dr. Hanks and Dr. Williams were both candidates for the position of first assistant.

Colonel Lane explained that he had attempted to install an industrial building, but the Legislature would not give the money.

This institution is the only one in the State that has no industrial building.

Clowes Efficient.

Witness in answer to a question asked by the chairman, said that Mr. Clowes was a very efficient member of the board.

Witness said that Clowes had been active, but not more than others of the board in urging the improvement of the walk and grounds. He said that the landscape gardener had done good work.

CHAIRMAN SADLER ASKED IF MR. CLOWES DOMINATED MR. COLE.

Mr. Lawless objected to the word "dominate," and the question was not answered.

In answer to a question asked by Mr. Pulliam, Colonel Lawless said:

"I WILL STAY OUT OF THE INFORMATION OF THIS COMMITTEE THAT ALL CONTRACTS ARE PURCHASED FOR CASH."

Witness said the bidders were paid practically cash and that bids were made with that understanding.

"There is not a bidder in Virginia that I know, who does not bid for cash, and who does not feel that he will secure his money between the 1st and 10th of the month when the contracts are awarded."

Witness then said that only a few bills are subject to discount, such as hats.

Witness then alluded to the report of the expert accountant.

"It's an absolute injustice for that report to go out before the people of Virginia, branding the members of the commission for not having given the awards to the lowest bidder."

We do not buy the lowest and cheapest goods for the patients and because a bidder is lowest is no reason why his goods should be accepted."

The Seventeen Items.

Colonel Lane then called attention to the fact that seventeen items, reported "We do not buy the lowest and cheapest goods for the patients and because a bidder is lowest is no reason why his goods should be accepted."

Witness here explained and that four other had been explained, leaving only nine instances not explained in a period of eight years.

"That is a very good record."

"Are you an expert accountant?" said Chairman Sadler.

"I am enough of an accountant to say that I would never have brought in any such charges as are reported in the expert accountant's report, which you hold in your hand."

Colonel Lane said he had been an accountant for twenty-five years.

WITNESS SAID THAT MISTAKES SHOULD HAVE BEEN REPORTED BUT THAT "CONCLUSIONS" SHOULD NOT HAVE BEEN DRAWN, WHICH HAD INDICATED A NUMBER OF GENTLEMEN MEMBERS OF THE BOARD OF THIS INSTITUTION. WITNESS SAID THAT IN HIS OPINION THE EXPERTS SHOULD HAVE REPORTED FACTS AND SHOULD NOT HAVE DRAWN CONCLUSIONS.

"I CONSIDER THE 'CONCLUSIONS' ARE ABSOLUTELY UNJUST."

Chairman Sadler said he did not want any argument.

Colonel Lane said:

"I am criticized by that report and as I have no attorney, I feel that I have the right to defend myself."

Chairman Sadler then stated that the report of the experts was only evidence and was not conclusive, and would only be treated like other evidence which could be contradicted.

Mr. Pulliam to Senator Sadler:

"I am glad you are coming around to

of the opinion of the majority of the committee."

Senator Sadler:

"I have not changed my mind in any way."

Witness, continuing, said that since he had been superintendent, Mr. Clowes had bought a piano and a violin for this institution, but that no other member of the board had purchased anything.

Low Salaries.

Witness said that the salaries paid the officials in the hospitals in Virginia was twenty-five per cent. lower than those paid in any other State in the United States.

Witness said that the officers were badly paid.

In telling of the charge of \$5 and \$10 a year for house rent, witness said that the board considered that it had the right to make the rent nominal.

Witness thought it kept the salaries lower, as it was an added inducement.

Witness said the hospital would have to furnish them board and lodgings under the law, and that there were no rooms for them, so that they were allowed to use the buildings.

Witness alluding to the criticism of the experts, made in their report, said that he did not believe the schedule allowing discounts was correct. He said the bids were made for net cash. "I am satisfied that if Mr. Boulard had had the information before him, he would not have made the charge."

"The merchant knows that he is bidding for cash." "You learned this, Mr. Chairman, when you questioned the merchants in Richmond."

Senator Sadler replied that he was not on the stand.

Q. Cannot this institution be placed on a cash basis?

A. "It is on a cash basis now, and the merchants bid the lowest price because they know their money is safe."

Committee then adjourned until 3 o'clock.

The committee met after dinner and continued the examination of Colonel Lane.

Colonel Lane said that the Superintendent should hold consultation over extremely ill patients.

Colonel Lane testified that Dr. Henderson had complained that while he was acting superintendent, Dr. Foster's son had looked over the mail and taken out Dr. Foster's mail. Dr. Henderson thought he should first handle the mail.

Purchasing Supplies.

Witness was examined in detail regarding the method employed in purchasing supplies. Witness stated that he did not agree with the expert accountant in thinking that 2 per cent. could be saved in buying, for, said the witness, "we already pay for cash, and the merchants so understand it."

Witness said he thought it would be well to advertise in the paper, as well as to send out requests for bids.

Witness said he did not consider it necessary for the superintendent to go through the wards every day or with the physicians in charge. He thought the superintendent should go through the wards several times a week.

THE WEATHER.

Forecast: Virginia—Fair Saturday; Sunday showers; light to fresh south winds; clearing.

North Carolina—Showers Saturday, except fair in northern portion; Sunday showers; variable winds, becoming northeast and fresh.

Conditions Yesterday.

Richmond's weather was clear and moderate; range of thermometer:

9 A. M. 60 6 P. M. 80

12 M. 70 9 P. M. 80

12 M. 70 12 M. 80

3 P. M. 81 12 M. 80

Average 74.5

Thermometer This Day Last Year